

House Engrossed Senate Bill

**FILED**

**KEN BENNETT  
SECRETARY OF STATE**

State of Arizona  
Senate  
Fiftieth Legislature  
First Regular Session  
2011

CHAPTER 25

## **SENATE BILL 1613**

AN ACT

MAKING CAPITAL OUTLAY APPROPRIATIONS FOR THE DIFFERENT DEPARTMENTS OF THE  
STATE AND FOR STATE INSTITUTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Capital outlay appropriations; major maintenance and  
3 repair of state buildings

4 A. Notwithstanding section 41-793.01, Arizona Revised Statutes, the  
5 amounts appropriated in this section are appropriated for fiscal year  
6 2011-2012 and shall be used by the applicable agency for major maintenance  
7 and repair activities for state buildings in accordance with title 41,  
8 chapter 4, article 7, Arizona Revised Statutes. Of the amounts appropriated  
9 to the department of administration, up to \$275,000 in personal services and  
10 employee-related expenditures for up to five FTE positions may be allocated  
11 each fiscal year until the building renewal projects are completed. All  
12 other monies appropriated in this section shall not be spent for personal  
13 services or employee-related expenditures or for maintenance contracts on  
14 building components and equipment without review by the joint committee on  
15 capital review. Any monies appropriated for building renewal in fiscal year  
16 2011-2012 that are unexpended or unencumbered on June 30, 2013 shall revert  
17 to the fund from which the monies were appropriated.

18 B. DEPARTMENT OF ADMINISTRATION \$ 6,500,000

19 Fund source:

20 Capital outlay stabilization fund \$ 6,500,000

21 The department of administration shall allocate the monies to state  
22 agencies for necessary building renewal. If monies in the capital outlay  
23 stabilization fund are insufficient to fund the appropriation to the  
24 department of administration for building renewal, the appropriation to the  
25 department of administration shall be reduced by the difference between the  
26 amount appropriated to the department of administration from the capital  
27 outlay stabilization fund and the balance in the capital outlay stabilization  
28 fund.

29 C. DEPARTMENT OF TRANSPORTATION \$ 1,050,000

30 Fund source:

31 State highway fund \$ 1,000,000

32 State aviation fund \$ 50,000

33 D. ARIZONA LOTTERY COMMISSION \$ 79,200

34 Fund source:

35 Arizona state lottery fund \$ 79,200

36 E. GAME AND FISH DEPARTMENT \$ 522,100

37 Fund source:

38 Game and fish fund \$ 522,100

Sec. 2. Capital outlay appropriations: building renewal and preventive maintenance projects; department of administration

2011-2012

Department of administration \$ 4,630,500

Fund source:

Department of corrections building renewal fund \$ 4,630,500

The department shall allocate the amount appropriated to the state department of corrections for necessary building renewal and, as permitted by statute, on preventive maintenance projects.

Sec. 3. Capital outlay appropriations: major capital projects: game and fish department

2011-2012

Game and fish department:

1. Statewide preventative maintenance \$ 30,000

Fund source:

Game and fish fund \$ 30,000

2. Property maintenance \$ 500,000

Fund source:

Game and fish capital improvement fund \$ 500,000

3. Dam maintenance \$ 500,000

Fund source:

Game and fish capital improvement fund \$ 500,000

Total appropriation - game and fish department \$ 1,030,000

Fund source:

Game and fish capital improvement fund \$ 1,000,000

Game and fish fund \$ 30,000

Sec. 4. Capital outlay appropriations: major capital projects: department of transportation

2011-2012

Department of transportation:

1. Statewide highway construction \$209,978,000

Fund source:

State highway fund \$209,978,000

The amount appropriated for highway construction is from the state highway fund for the planning and construction of state highways, including the national system of interstate highways within this state, the state primary or secondary system, the county primary or secondary system and urban rural routes, the acquisition of rights-of-way, the cost of contracted field administration and field engineering on construction projects and debt service payments on bonds issued for highway construction. Any balances and collections in the state highway fund in excess of the specific amounts appropriated in the general appropriations act and in this act are appropriated to the department for the purposes provided in this paragraph.

1           2. Airport planning and development                                 \$ 22,300,400  
2           Fund source:  
3                 State aviation fund   \$ 22,300,400  
4           The amount is appropriated from the state aviation fund for the  
5           planning, construction, development and improvement of state, county, city or  
6           town airports as determined by the state transportation board. Any balances  
7           and collections in the state aviation fund in excess of the specific amounts  
8           appropriated in the general appropriations act and in this act are  
9           appropriated to the department of transportation for the purposes provided in  
10          this paragraph.  
11         Total appropriation - department of transportation                 \$232,278,400  
12         Fund sources:  
13                 State highway fund   \$209,978,000  
14                 State aviation fund   \$ 22,300,400  
15         Sec. 5. Department of administration reports; FTE positions;  
16                 reallocations  
17           A. The department of administration shall report on the status of  
18           project-specific FTE positions for capital projects in its annual capital  
19           budget request.  
20           B. The department of administration may allocate FTE positions  
21           authorized for specific projects to other projects in this act provided that  
22           funding for the FTE positions is cost allocated among the projects receiving  
23           benefit. The department of administration shall report any FTE position  
24           reallocations to the joint committee on capital review by December 15, 2011.  
25         Sec. 6. Use of appropriations; limitation  
26           Unless otherwise specified, the monies appropriated in this act shall  
27           not be spent for personal services or employee-related expenditures of state  
28           employees, excluding any services provided as part of the inmate construction  
29           program for correctional facilities.  
30         Sec. 7. Lapsing; exemption  
31           Unless otherwise specified, the appropriations made in this act do not  
32           lapse until the purpose for which the appropriation was made has been  
33           accomplished or abandoned, or the appropriation stands for a full fiscal year  
34           without an expenditure or an encumbrance.  
35         Sec. 8. JCCR review  
36           Pursuant to section 41-1252, Arizona Revised Statutes, the joint  
37           committee on capital review shall review the scope, purpose and estimated  
38           cost of a new capital project that has an estimated cost of more than  
39           \$250,000.

APPROVED BY THE GOVERNOR APRIL 6, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 7, 2011.

Passed the House April 1, 20 11,

by the following vote: 40 Ayes,

19 Nays, 1 Not Voting

[Signature]  
Speaker of the House

Cheryl Laube  
Chief Clerk of the House

Passed the Senate March 16, 20 11,

by the following vote: 21 Ayes,

9 Nays, 0 Not Voting

[Signature]  
President of the Senate

Charmian Bellinger  
Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR**

This Bill was received by the Governor this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary to the Governor

Approved this \_\_\_\_\_ day of

\_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of Arizona

**S.B. 1613**

**EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State

SENATE CONCURS IN HOUSE  
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 1, 20 11

by the following vote: 21 Ayes,

8 Nays, 1 Not Voting

[Signature]  
President of the Senate

Charmian Billington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

1<sup>st</sup> day of April, 20 11

at 5:30 o'clock P. M.

[Signature]  
Secretary to the Governor

Approved this 6<sup>th</sup> day of

April

at 5:41 o'clock P. M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 7<sup>th</sup> day of April, 20 11

at 2:06 o'clock P. M.

[Signature]  
Secretary of State

S.B. 1613